

It is noted that applicants have filed an Amendment after the Final Rejection on 7/03/08; the proposed amendment will be entered; now , it is in a condition for allowance.

Examiner's Amendment and Reasons of Allowance

The Status of Claims

Claims 21-23 are pending.

Claims 21-23 are allowed.

Claims 3, and 16-18 are cancelled.

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with an attorney of record, Mr. Rodney L. Sparks on 7/24/08.

I. The application has been amended as follows:

Claims 3, and 16-18 are canceled.

II. The following is an examiner's statement of reasons for allowance:

- The objection of Claims 7-9 has been withdrawn due to the cancellation of claims.
- The rejection of Claims 1-2, 4-5, and 10-13 under 35 U.S.C. 103(a) as being unpatentable over Meza-Toledo, S.E. et al (Drug Research , vol. 45, p. 756-759) has been withdrawn due to the cancellation of claims.
- The rejection of Claims 1-2, 4-5, 10, 13-15 and 19 under 35 U.S.C. 102(b) as being anticipated clearly by Brown et al (J. Med. Chem. 1999, 42, p. 1537-45) has been withdrawn due to the cancellation of claims.
- The rejection of Claims 1-2, 4-6, and 10-13 under 35 U.S.C. 103(a) as being unpatentable over Sandoval et al (WO 99/41229) has been withdrawn due to the cancellation of claims.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning the communication after allowance such as sending all post-allowance correspondence should be directed to “ Box Issue Fee” or faxed directly to PUBS at 703-305-8755. This will expedite the process of these papers.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Taylor Victor Oh/

Primary Examiner, Art Unit 1625

7/24/08